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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ALLSTATE INSURANCE COMPANY,
ALLSTATE PROPERTY & CASUALTY
INSURANCE COMPANY, ALLSTATE
INDEMNITY COMPANY, and ALLSTATE
FIRE & CASUALTY INSURANCE
COMPANY,

Plaintiffs,

vs.

MARJORIE BELSKY, MD, MARIO
TARQUINO, MD, MARJORIE BELSKY, MD,
INC. doing business as, INTEGRATED PAIN
SPECIALISTS, and MARIO TARQUINO, MD,
INC., DOES 1-100 and ROES 101-200,

Defendants.

AND RELATED CLAIMS.

Case No. 2:15-cv-02265-MMD-DJA

**STIPULATION TO AMEND THE
STIPULATED CONFIDENTIALITY
AGREEMENT AND PROTECTIVE
ORDER**

1 The parties, by and through their respective counsel of record, hereby stipulate and agree to
 2 amend the Stipulated Confidentiality Agreement and Protective Order (“Stipulated Protective
 3 Order”), previously entered by this Court on June 6, 2016 [ECF No. 49].

4 Specifically, the parties stipulate and agree to amend the definition of “Confidential
 5 Information” in Section II of the Stipulated Protective Order to now read as follows:

6 “Confidential Information” shall mean and include information,
 7 testimony, interrogatory responses, responses to requests for
 8 admissions, documents, materials, items and tangible things produced,
 9 disclosed or otherwise exchanged in discovery in this action, regardless
 10 of the medium or manner generated, stored or maintained (collectively,
 11 “Discovery Material”), (i) which has not been made public, and (ii)
 12 which constitutes protected health information (as defined under
 13 HIPAA) pertaining to those non-parties (a) who are identified (by
 14 initials) in Exhibit “A” to the Amended Complaint for Damages and
 15 Demand for Jury Trial [ECF No. 41] (the “Amended Complaint”) or (b)
 16 who are identified (by initials) in Exhibit “C” to this protective order in
 17 regards to Defendants’ Amended Counterclaims [ECF No. 145] (the
 “Amended Counterclaims”), and/or (iii) which constitutes trade secrets,
 confidential research and development information, know-how,
 proprietary data, commercial information, company policies or
 practices, financial information, accounting information, business
 strategies, personnel files, and/or highly personal and sensitive
 information, (iv) which the producing party maintains in confidence,
 and; (iv) which the producing party in good faith believes that the
 unprotected disclosure or production of which may result in economic
 or competitive injury or harm to or invasion of its rights or the rights of
 a non-party to this action.

18 The parties further stipulate and agree that Exhibit “C”, as referenced in the above amended
 19 definition of “Confidentiality Information,” a copy of which is attached hereto, shall be deemed to
 20 be affixed to and made a part of the Stipulated Protective Order.

21 The parties further stipulate and agree that compliance with Section 4.4 of the Stipulated
 22 Protective Order is not required prior to any disclosure or use of protected health information for
 23 those patients identified (by initials) in Exhibit “C.”

24 This Stipulation is brought in good faith and not for the purpose of delay.

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Based on the foregoing, the parties respectfully request that the Court approve this Stipulation and hereby amend the Stipulated Protective Order as outlined above. Except as amended by this Stipulation, all provisions of the Stipulated Protective Order shall remain unmodified and in full force and effect.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

DATED this 22nd day of October, 2020.

DATED this 22nd day of October, 2020.

BAILEY ♦ KENNEDY

FAIN ANDERSON VANDERHOEF
ROSENDAHL O'HALLORAN SPILLANE
PLLC

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INSURANCE COMPANY, ALLSTATE
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FIRE & CASUALTY INSURANCE
COMPANY

1 **IT IS SO ORDERED.**

2
3 
4 UNITED STATES MAGISTRATE JUDGE
5 DATED: October 28, 2020

6 Respectfully submitted by:

7 BAILEY ♦ KENNEDY

8 By: /s/ Andrea M. Champion
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EXHIBIT C

EXHIBIT C

Allstate v. Belsky

EXHIBIT C

ADDITIONAL CLAIMANT DOCUMENTS PRODUCED BY ALLSTATE

Allstate Claim No.	Date of Loss	Claimant Initials
0408822930	04/09/16	LP & EP
0419951297	06/29/16	MT
0518441761	09/25/18	EB
0543974166	05/01/19	TE

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